## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Tomohiko SHIBATA, Yukinori NAKAMURA and Mitsuhiro TANAKA

Filed: Concurrently Herewith

For:

A SUBSTRATE USABLE FOR AN ACOUSTIC SURFACE WAVE DEVICE, A METHOD FOR FABRICATING THE SAME SUBSTRATE AND AN ACOUSTIC

SURFACE WAVE DEVICE HAVING THE SAME SUBSTRATE

**Box Patent Application Assistant Commissioner for Patents** Washington DC 20231

PRELIMINARY AMENDMENT

Sir:

Prior to examination, Applicants wish to amend the subject application as follows:

In the Claims:

Please rewrite claim 5 as follows:

5. (Amended) A fabricating method as defined in claim 3, wherein the forming pressure of the A1N film is set within a range of 7-17 Torr.

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